Form P	1-01	449 Substitute U	S. Departme	ent of Commerce	Application Number	10/037,341	
			_	ademark Office	Filing Date	January 4, 2	002
		•			First Named Inventor	David Baltim	
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	3	Pomerantz, in Inc., et al. v	the concu	rrent litigat	tion captione	ed Amgen,	
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	4	the concurrent					
		Ariad Pharmace	euticals,	Inc., et al.	, U.S. Distri	ct Court	
		for the Distri	ct of Del	aware, CA No	. 06-259-мрт;		
		May 22, 2008 I	efendant '	g Memorandum	in Opposition	n to	
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		Ariad Pharmace	euticals,	Inc., et al.,	, U.S. Distri	ct Court	
		for the Distri	ct of Del	aware, CA No	. 06-259-MPT;		
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		Amgen's Motion	to Precl	ude Certain (	Dinions of T	n co or. Jeffrev	
/C.H./	6	v. Ravetch, in	the conc	urrent litiga	ation caption	ned Amgen,	
	U	Inc., et al. v	r. Ariad P	harmaceutica.	ls, Inc., et	al., U.S.	
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<sup>\*</sup>EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). Applicant is to place a checkmark here if English language Translation is attached.

Applicants: David Baltimore, et al.

Serial No.: 10/037,341 Filed: January 4, 2002

Form PT	O-1	449 Substitute	U.S. Departm	ent of Commerce	Application Number	10/037,341		
	•		_	ademark Office	Filing Date	January 4, 20	002	
					First Named Inventor	David Baltimo	ore	
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			NON PATENT	LITERATURE DOC	UMENTS			
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/C.H./	7	Amgen's Moti concurrent l Ariad Pharma	May 22, 2008 Defendant's Memorandum of Law in Opposition to Amgen's Motion for Summary Judgment on Willfulness, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;					
/C.H./	8	May 22, 2008 Defendant's Brief in Opposition to Amgen's Motion for Summary Judgment for Lack of Adequate Written Description, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259- MPT;						
/C.H./	9	May 22, 2008 Defendant's Memorandum in Opposition to Amgen's Motion to Preclude the Testimony of Dr. Ryan Sullivan, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;						
/C.H./	10	Construction Inc., et al	n, in the c . v. Ariad	's Rebuttal B oncurrent lit Pharmaceutica District of D	igation capt <i>ls, Inc., et</i>	ioned <i>Amgen,</i> al., U.S.		
/C.H./	11	to Ariad and for Lack of litigation of Pharmaceution	d the Insti Subject Ma captioned A cals, Inc.,	ities' Answer tution's Motion tter Jurisdic mgen, Inc., e et al., U.S. CA No. 06-259	on for Parti tion, in the <i>t al. v. Ari</i> District Co	al Dismissal concurrent ad		
/C.H./	May 22, 2008 Amgen Entities' Answering Brief in Opposition to Ariad and the Institutions' Motion for Partial Summary Judgment on Inequitable Conduct, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;							
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/C.H./	14	May 22, 2008 Amgen's Answering Brief on Claim Construction, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;					
/C.H./	15	June 6, 2008 Reply Memorandum in Support of Defendants' Motion for Partial Dismissal for Lack of Subject Matter Jurisdiction, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259- MPT;					
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/C.H.	18	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion for Summary Judgment of Invalidity of U.S. Patent No. 6,410,516 for Lack of Adequate Written Description Under 35 U.S.C. § 112, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;					
/C.H./	19	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion for Summary Judgment of Noninfringement of U.S. Patent No. 6,410,516, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;					
/C.H./	20	Their Motion the concurre <i>Ariad Pharma</i>	Amgen Entiti for Summary nt litigation ceuticals, In rict of Delaw	Judgment o captioned c., et al.	f Non-willfu Amgen, Inc. , U.S. Distr	lness, in , <i>et al. v.</i> ict Court	
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/C.H./	24	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion to Preclude Ariad's Proffered Experts on Willfulness and Inequitable Conduct from Opining on Intent, State of Mind, and Other Matters, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;					
/C.H./	25	September 19, 2008 Memorandum and Order on Claim Construction, in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;					
/C.H./	26	Motion for I Jurisdiction Conduct, in <i>et al. v. A</i>	Partial Disr n and Motion the concurn riad Pharmae	orandum and Omissal for Lander for Summary rent litigation of the District of	ck of Subjec Judgment on on captioned c., et al.,	t Matter Inequitable <i>Amgen, Inc</i> . U.S.	
/C.H./	September 19, 2008 Memorandum and Order on Plaintiff's Motion for Summary Judgment for Noninfringement of U.S. Patent No. 6,410,516, in the concurrent litigation captioned Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT						
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/C.H./	28	Judgment Pur concurrent l Ariad Pharma	rsuant to Fe litigation of aceuticals,	endant's Motic ed. R. Civ. P captioned <i>Amge</i> <i>Inc., et al.</i> laware, CA No	. 54(b), in t en, <i>Inc., et</i> , U.S. Distri	the <i>al. v.</i> ict Court		
/C.H./	29	Defendant's Fed. R. Civ captioned <i>Ar</i>	Motion to 1 P. 54(b), mgen, Inc., U.S. Dist	intiff's Memore in the concurrence of al. v. Ar. trict Court for al.	r Judgment Pi rrent litiga iad Pharmace	ursuant to tion uticals,		
/C.H./	30	September 26, 2008 Defendant's Reply Memorandum in Support of Their Motion to Dismiss or for Judgment Pursuant to Fed. R. Civ. P. 54(b), in the concurrent litigation captioned Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al., U.S. District Court for the District of Delaware, CA No. 06-259-MPT;						
/C.H./	31	Memorandum a concurrent l Pharmaceutio	and Order of Litigation of Cals, Inc.,	ndment to the plaintiff's captioned Amgorian U.S. CA No. 06-259	motion, in en en en et e en, Inc. et e District Co	the al. v. Ariad		
/C.H	<sup>/</sup> 32	Denying in D Judgment Pur concurrent D Ariad Pharma	Part of Defersuant to Foliation of the second secon	ndum Order Graendant's Motioned. R. Civ. Posaptioned Amgaine., et al. laware, CA No	on to Dismis . 54(b), in en, Inc., et , U.S. Distr	s or for the <i>al. v.</i> ict Court		
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